

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventors: Keith Eric Neuendorff and Philippe J. Daniel
Assignee: Cisco Technology, Inc.
Title: GENERATION OF SYNCHRONOUS TRANSPORT SIGNAL DATA
USED FOR NETWORK PROTECTION OPERATION
Application No.: 10/725,709 Filing Date: December 2, 2003
Examiner: Dmitry Levitan Group Art Unit: 2616
Docket No.: CIS0015C1US Confirmation No.: 4737

Austin, Texas
May 5, 2009

Mail Stop Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER TO OBVIATE A
DOUBLE PATENTING REJECTION OVER A PATENT

Sir:

Petitioner, Cisco Technology, Inc., a California corporation having a place of business at 170 W. Tasman Drive, San Jose, California 95134, is the owner of the entire interest in the instant application. Petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§ 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,657,969. Petitioner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior

patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, Petitioner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§ 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

In compliance with 37 C.F.R. § 1.20(d), the commissioner is authorized to charge the fee of \$140.00 to Deposit Account No. 502306 for this Terminal Disclaimer as set forth in the enclosed transmittal letter.

The undersigned represents that he is authorized to sign on behalf of Petitioner.

I hereby certify that this correspondence is being submitted to the U.S. Patent and Trademark Office in accordance with 37 C.F.R. § 1.8 on May 5, 2009 by being (a) transmitted via the USPTO's electronic filing system; or (b) transmitted by facsimile to 571-273-8300; or (c) deposited with the U.S. Postal Service as First Class Mail in an envelope with sufficient postage addressed to: Mail Stop Amendment, Commissioner for Patents, P. O. Box 1450, Alexandria, Virginia, 22313-1450.

/ Samuel G. Campbell, III /

Samuel G. Campbell, III

May 5, 2009

Date

Respectfully submitted,

/ Samuel G. Campbell, III /

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